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OCT 24 2001 DISTRICT OF UTAH

OFFICE OF JUDGE TENA CAMPBELL

BY: DEPUTY CLERK

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OCT 23 2001

U.S. DISTRICT COURT

Stephen E.W. Hale (5285)
Jonathan O. Hafen (6096)
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Attorneys for Merrill Lynch, Pierce,
Fenner & Smith Incorporated

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

MERRILL LYNCH, PIERCE, FENNER &
SMITH, INC., a Delaware corporation,

Plaintiff,

vs.

RUSSELL K. CANNON, an individual,

Defendant.

ORDER GRANTING PLAINTIFF'S EX
PARTE MOTION FOR LEAVE TO
FILE AN OVERLENGTH
MEMORANDUM

Case No. 1:01CV-127

Honorable Tena Campbell

DENIED

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Having considered the *ex parte* Motion of Plaintiff Merrill Lynch, Pierce, Fenner & Smith, Inc. ("Plaintiff") for leave to file an overlength Memorandum in Support of Plaintiff's Reply Memorandum in Support of Its Motion for a Temporary Restraining Order and Preliminary Injunction, and good cause appearing therefor,

IT IS HEREBY ORDERED that Plaintiff is granted leave of Court to file an overlength Memorandum in Its Motion for a Temporary Restraining Order and Preliminary Injunction, totaling 30 pages, exclusive of face sheet, table of contents, statements of issues and facts, and exhibits.

ENTERED this 26 day of October, 2001.

BY THE COURT:

DENIED
as Moot

Tena Campbell
Honorable Tena Campbell

Federal Court Judge

CERTIFICATE OF SERVICE

I hereby certify that on the 23rd day of October, 2001, the foregoing **ORDER**
GRANTING PLAINTIFF'S EX PARTE MOTION FOR LEAVE TO FILE AN
OVERLENGTH MEMORANDUM, was served by hand-delivery on the following:

Scott A. Hagen
RAY QUINNEY & NEBEKER
79 South Main Street
P.O. Box 45385
Salt Lake City, UT 84145-0385



alp

United States District Court
for the
District of Utah
October 29, 2001

* * CERTIFICATE OF SERVICE OF CLERK * *

Re: 1:01-cv-00127

True and correct copies of the attached were either mailed or faxed by the clerk to the following:

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